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Attorney for Robert Williamson, III and Cate Waken-Williamson

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ROBERT WILLIAMSON, III an individual,  
  
Plaintiff,  
  
vs.

BASE CASE NO.:  
2:13-cv-01019-JAD- GWF  
  
MEMBER CASE NO.:  
2:13-cv-02022-JAD-GWF

VICTORIA L. GUNVALSON, an individual;  
DAVID BROOKS AYERS, an individual,  
  
Defendants.

**FOURTH AMENDED DISCOVERY  
PLAN AND SCHEDULING ORDER**

DAVID BROOKS AYERS, an individual,  
  
Counterclaimant,  
  
vs.

ROBERT WILLIAMSON, III, an individual;  
CATE WAKEN-WILLIAMSON, an  
individual; and ANGELA TORRES, an  
individual,  
  
Counterdefendants.

Plaintiff and cross-defendant Robert Williamson, III, cross-defendant Cate-Waken-Williamson, and Plaintiff Vicki's Vodka, LLC, by and through their counsel of record, A. Mark Wesbrooks, Esq. of The Wesbrooks Law Firm, P.L.L.C., defendant and cross-complainant Victoria L. Gunvalson, and defendant Woo-Hoo Productions, LLC, by and through their counsel

1 of record, Sean P. Reis, Esq. of The Reis Law Firm, A.P.C.; and cross-complainant David  
2 Brooks Ayers, in pro per, hereby submit the following modified discovery plan and scheduling  
3 order for application to the entire consolidated case (both the base and member case):

4 **1. HISTORY OF CASE / CASE STATUS**

5 The parties recently appeared before the court to discuss case status. For a period of time,  
6 certain claims in the present action were stayed as a result of bankruptcy proceedings. The  
7 United States Bankruptcy Court for the District of Arizona modified the automatic stay of  
8 bankruptcy to allow the entirety of the present case to proceed through full adjudication of all  
9 claims through final judgment. The parties appeared at status conference with the Court on  
10 January 17, 2017, informing the court of the full bankruptcy stay removal, which occurred on the  
11 same date. The parties advised that an amended discovery plan and scheduling order is necessary  
12 to allow completion of required discovery and development of the evidence for trial.

13 **2. DEADLINES FOR RULE 26(F) CONFERENCE AND INITIAL**  
**DISCLOSURES**

14 The parties have conducted their Rule 26(f) conference for the consolidated case and  
15 exchanged initial disclosures, except for defendant and cross-complainant Michael Nicholson  
16 and defendant Cougar Juice Vodka in pro per (the "Nicholson Defendants"), who have not  
17 provided disclosures.

18 **3. DISCOVERY CUT-OFF DATE**

19 The parties now respectfully request the Court to specially set a new discovery cut-off  
20 date of **March 2, 2018**. The parties anticipate that this will allow enough time for the parties to  
21 complete their discovery.

22 **4. AMENDING THE PLEADINGS AND ADDING PARTIES**

23 The last day to amend pleadings or add parties shall be amended to **August 1, 2017** (90  
24 days before the proposed discovery cut-off date).

25 **5. FRCP 26(a)(2) EXPERT DISCLOSURES**

26 The last day to disclose experts shall be **September 1, 2017** (60 days before the proposed  
27 discovery cut-off date). The last day to disclose rebuttal experts shall be **October 2, 2017** (30  
28 days before the proposed discovery cut-off date).

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1           **6. DISPOSITIVE MOTIONS**

2           The last day to file dispositive motions shall be **March 20, 2018** (30 days after the  
3 proposed discovery cut-off date).

4           **7. JOINT PRETRIAL ORDER**

5           The parties shall file a joint pretrial order on or before **April 19, 2018** (30 days after the  
6 date for filing dispositive motions). If a dispositive motion is filed, this date shall be suspended  
7 until thirty (30) days after the decision on that dispositive motion. The disclosures required by  
8 FRCP 26(a)(3) and any objections thereto shall be included in the pretrial order.

9 Dated: October 10, 2017

**ABIR COHEN TREYZON SALO, LLP**

11 By: \_\_\_\_\_  
12 Boris Treyzon  
13 Attorneys for Victoria L. Gunvalson, and  
14 Woo Hoo Productions, LLC

15 Dated: October 10, 2017

**THE WESBROOKS LAW FIRM, P.L.L.C.**

17 By: /s/ A. Mark Wesbrooks  
18 Wesbrooks Law Firm, PLLC  
19 Attorneys for Robert Williamson, Cate-  
20 Wakem Williamson and Vicki's Vodka,  
LLC

21 **IT IS SO ORDERED.**

22 DATED: \_11/06/2017

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25 UNITED STATES MAGISTRATE JUDGE

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**2:13-cv-01019-JAD-GWF Notice has been electronically mailed to:**

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/s/Mark Westbrook